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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.5212 OF 2007

Chief officer
Kurduwadi Municipal Council ... Petitioner
V/s.
Bharat Mahadev Salve ... Respondent

Mr.K.S. Bapat for Petitioner

CORAM: **SMT.NISHITA MHATRE, J.**
DATED: **AUGUST 8, 2007**

P.C.:

. The petitioner challenges the order of the Industrial Court dated 7.2.2007 whereby the Industrial Court has declared that the petitioner has committed an unfair labour practice under Items 6 and 9 of the Schedule IV of the MRTU & PULP Act. The Industrial Court has directed the petitioner to make the respondent workman permanent in the post of Peon w.e.f. 26.7.2002 i.e., the date on which the complaint was filed. The Industrial Court has noted that nobody appeared for the petitioners to argue the complaint. On the pleadings and the evidence before it, the Industrial Court observed that there were eight sanctioned posts for peons and four posts were vacant. In these circumstances, the Industrial Court directed that the respondent who had completed 240 days in service should be made permanent as a Peon in the vacant posts available.

2. There is no error in the order of the Industrial Court. Petition rejected.